

EXHIBIT B

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

BRIAN J. LYNKAAS, D.D.S., P.L.L.C., individually and on behalf of all others similarly-situated,)	
)	
)	
Plaintiff,)	Civil Action No. 20-2370
)	
v.)	Hon. Nitza I. Quiñones
)	Alejandro
)	
IQVIA, INC.,)	PUTATIVE CLASS ACTION
)	
Defendant.)	

DECLARATION OF MOLLY E. STEMPEL

I, Molly Stemper, declare as follows:

1. I am an attorney admitted to practice before this Court. I am a litigation associate at the law firm of Bock Hatch & Oppenheim, LLC, and have appeared in this case as counsel for plaintiff Brian J. Lyngaas, D.D.S., P.L.L.C., (“Plaintiff”). I have personal knowledge of the matters stated in this declaration. I can and will testify competently about the following if called upon to do so.

2. In this TCPA junk fax litigation, Jordan Ferguson was identified as one of Defendant’s employees involved with the transmission of faxes at issue. He was deposed in this matter on September 1, 2021.

3. On March 23, 2022, at 10:04 p.m. ET, I and others received an email from Tiffany Cheung, defense counsel in this matter, advising:

Jordan Ferguson is no longer employed by IQVIA. Following that decision, Mr. Ferguson informed IQVIA that he would not stand by his deposition testimony, and therefore IQVIA will not be relying on his testimony to support IQVIA’s defenses in this action.

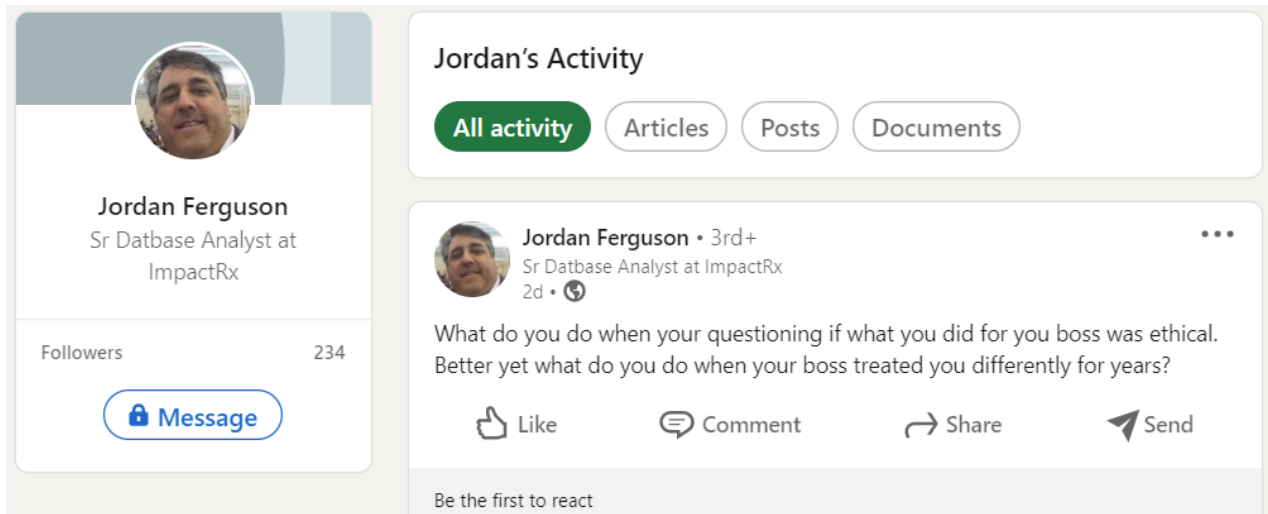
Exhibit 1.

4. On March 24, 2022, at 2:59 p.m. ET, my colleague Jonathan B. Piper responded to defense counsel's March 23 email with the following follow up questions:

- (1) Does IQVIA object to our communicating with Mr. Ferguson?
- (2) We would request any documentation (or privilege log) concerning his informing IQVIA that he "would not stand by his deposition testimony," and can serve a formal request for that, but wonder how long it will take to provide that documentation given the upcoming discovery cutoff.
- (3) Will you agree to leave discovery open for the purpose of obtaining that documentation and resuming his deposition once the documents are provided.

Exhibit 2.

5. On March 24, 2022, between 10:10 p.m. and 10:22 p.m., I visited Jordan Ferguson's public LinkedIn profile and recorded the following screenshot.



6. A full, screenshotted copy of Mr. Ferguson's LinkedIn profile as it appeared at 10:22 p.m. on March 24, 2022, is attached hereto as Exhibit 3.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: March 15, 2022

/s/ *Molly E. Stemper*

Molly E. Stemper

EXHIBIT 1

Molly Stemper

From: Cheung, Tiffany <TCheung@mofo.com>
Sent: Wednesday, March 23, 2022 9:04 PM
To: Jon Piper; Molly Stemper
Cc: Edward Eberspacher (teberspacher@meyerlex.com); Lau, Bonnie; Framroze, Camille
Subject: Lyngaas v. IQVIA

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Jon and Molly,

We write to advise that Jordan Ferguson is no longer employed by IQVIA. Following that decision, Mr. Ferguson informed IQVIA that he would not stand by his deposition testimony, and therefore IQVIA will not be relying on his testimony to support IQVIA's defenses in this action.

TIFFANY CHEUNG

Partner | Morrison & Foerster LLP
425 Market St. | San Francisco, CA 94105
P: +1 (415) 268-6848
mofo.com | [LinkedIn](#) | [Twitter](#)

=====

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EXHIBIT 2

Molly Stemper

From: Jon Piper
Sent: Thursday, March 24, 2022 2:59 PM
To: Cheung, Tiffany; Molly Stemper
Cc: Edward Eberspacher (teberspacher@meyerlex.com); Lau, Bonnie; Framroze, Camille; Phil Bock; rshenkan@shenkanlaw.com
Subject: Re: Lyngaas v. IQVIA

Tiffany -

Thank you for the update on Mr. Ferguson. Some follow up questions:

1. Does IQVIA object to our communicating with Mr. Ferguson?
2. We would request any documentation (or privilege log) concerning his informing IQVIA that he "would not stand by his deposition testimony," and can serve a formal request for that, but wonder how long it will take to provide that documentation given the upcoming discovery cutoff.
3. Will you agree to leave discovery open for the purpose of obtaining that documentation and resuming his deposition once the documents are provided.

From: Cheung, Tiffany <TCheung@mofo.com>
Sent: Wednesday, March 23, 2022 10:04 PM
To: Jon Piper <Jonathan@classlawyers.com>; Molly Stemper <molly@classlawyers.com>
Cc: Edward Eberspacher (teberspacher@meyerlex.com) <teberspacher@meyerlex.com>; Lau, Bonnie <BLau@mofo.com>; Framroze, Camille <CFramroze@mofo.com>
Subject: Lyngaas v. IQVIA

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EXHIBIT 3

Screenshots taken between 10:10 and 10:22 PM on March 24, 2022

Proof

Notion

Trello!

IPSY

Cora

Dollar Shave Club

Flavia

Function of Molly

PDF Split

PDF DeD

in

Search

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Jobs

Messaging

Jordan Ferguson · 3rd

Sr Database Analyst at ImpactRx

Huntington Station, New York, United States · [Contact info](#)

234 connections

Message

More

Activity

234 followers

+ Follow

Jordan Ferguson posted this · 2d

What do you do when your questioning if what you did for you boss was ethical. Better yet what do you do when your boss treated you differently for years?

Jordan Ferguson commented on a post · 2w

True

5

2 comments

Show all activity →

Experience

Sr Database Analyst

ImpactRx


Feb 2004 - Present · 18 yrs 2 mos


Skills

Pharmaceutical Industry · 11

Linda Collins has given an endorsement for this skill

Screenshots taken between 10:10 and 10:22 PM on March 24, 2022

**Jordan Ferguson**
Sr Database Analyst at ImpactRx


 **Skills**



All

Industry Knowledge

Interpersonal Skills

Pharmaceutical Industry · 11
Linda Collins has given an endorsement for this skill

Market Research · 8
 Endorsed by 3 colleagues at ImpactRx

Data Analysis · 6
 Endorsed by Leslie McCoy who is highly skilled at this
 Endorsed by 2 colleagues at ImpactRx

Analytics · 6

Competitive Intelligence · 5

Market Analysis · 2

Lifesciences · 2

Sales Effectiveness · 2

Marketing Strategy · 2

Segmentation · 2


Competitive Analysis · 2

Oncology · 1


Project Management · 1

Strategy · 1

Business Intelligence · 1



Screenshots taken between 10:10 and 10:22 PM on March 24, 2022



Jordan Ferguson
Sr Database Analyst at ImpactRx

Analytics · 0

Competitive Intelligence · 5

Market Analysis · 2

Lifesciences · 2

Sales Effectiveness · 2

Marketing Strategy · 2

Segmentation · 2

Competitive Analysis · 2

Oncology · 1

Project Management · 1

Strategy · 1

Business Intelligence · 1

Cross-functional Team Leadership

Marketing Research

Management

Product Launch

LinkedIn

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Sales Solutions

Safety Center

Accessibility

Careers

Ad Choices


Mobile


Talent Solutions

Marketing Solutions

Advertising

Small Business

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Go to your Settings.

LinkedIn Corporation © 2022

Screenshots taken between 10:10 and 10:22 PM on March 24, 2022



Jordan Ferguson
Sr Database Analyst at ImpactRx

Skills

Pharmaceutical Industry · 11

Linda Collins has given an endorsement for this skill

Market Research · 8

 Endorsed by 3 colleagues at ImpactRx

Data Analysis · 6



Endorsed by Leslie McCoy who is highly skilled at this

 Endorsed by 2 colleagues at ImpactRx

Show all 19 skills →

Recommendations

Received

Given



Christina Bergin · 3rd

"It is 'where we are' that should make all the difference, whether we believe we belong there or not." Chang-Rae Lee

September 25, 2013, Jordan worked with Christina but on different teams

Christina Bergin excelled in her position as Administrative Manager at ImpactRx.

Interests

Influencers

Companies

Groups

Schools



Daymond John · 3rd

CEO of FUBU and The Shark Group, TV
Personality on ABC Shark Tank, Public Speaker
2,496,072 followers

+ Follow




Mark Cuban · 3rd

President
7,399,735 followers

+ Follow

Show all 5 influencers →

Screenshots taken between 10:10 and 10:22 PM on March 24, 2022

**Jordan Ferguson**
Sr Database Analyst at ImpactRx



← Interests

Influencers



Companies

Groups



Schools

**Mark Cuban**  · 3rd
President
7,399,737 followers



+ Follow

**Daymond John**  · 3rd
CEO of FUBU and The Shark Group, TV Personality on ABC Shark Tank, Public Speaker
2,496,085 followers



+ Follow

**Bill Gates** 
Co-chair, Bill & Melinda Gates Foundation
35,476,927 followers

+ Follow

**Tim Tebow**  · 3rd
Follower of Jesus Christ, 5x NYT Best-Selling Author, 2x National Champion, Heisman Trophy Winner, Founder & Chairman of the Tim Tebow Foundation, and ESPN Analyst.
1,507,730 followers

+ Follow

**Gretchen Rubin**  · 2nd
Bestselling writer about habits and happiness at gretchenrubin.com
3,002,761 followers

+ Follow

LinkedIn

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Accessibility

Careers

Ad Choices


Mobile


Talent Solutions

Marketing Solutions


Advertising

Small Business

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 **Manage your account and privacy**
Go to your Settings.

Screenshots taken between 10:10 and 10:22 PM on March 24, 2022



Jordan Ferguson
Sr Database Analyst at ImpactRx


← Interests

Influencers

Companies


Groups

Schools




Pfizer
4,649,325 followers

+ Follow




Novartis
3,041,859 followers

+ Follow




Roche
2,559,424 followers

+ Follow




Abbott
2,718,651 followers

+ Follow




Sanofi
3,080,384 followers

+ Follow




Harvard Business Review
13,405,862 followers

+ Follow



Eli Lilly and Company
1,265,348 followers


+ Follow





Bristol Myers Squibb
998,064 followers


+ Follow


Screenshots taken between 10:10 and 10:22 PM on March 24, 2022


**Jordan Ferguson**
Sr Database Analyst at ImpactRx


**Bristol Myers Squibb**
998,064 followers
[+ Follow](#)


**Bayer | Pharmaceuticals**
1,619,776 followers
[+ Follow](#)


**Amgen**
897,085 followers
[+ Follow](#)


**Novo Nordisk**
1,215,350 followers
[+ Follow](#)

**Boehringer Ingelheim**
1,360,977 followers
[+ Follow](#)


**Biogen**
652,566 followers
[+ Follow](#)


**Forbes**
17,543,382 followers
[+ Follow](#)


**Regeneron**
312,819 followers
[+ Follow](#)


**ImpactRx**
760 followers
[+ Follow](#)


Screenshots taken between 10:10 and 10:22 PM on March 24, 2022


**Jordan Ferguson**
Sr Database Analyst at ImpactRx


**ImpactRx**
760 followers
[+ Follow](#)


**NYC Health + Hospitals**
99,821 followers
[+ Follow](#)


**Cipla**
832,160 followers
[+ Follow](#)


**PSEG**
58,963 followers
[+ Follow](#)

**Sacred Heart University**
56,038 followers
[+ Follow](#)


**Regulatory Affairs Professionals Society (RAPS)**
122,260 followers
[+ Follow](#)

**AbbVie**
879,175 followers
[+ Follow](#)


**Lehigh Valley Business**
5,872 followers
[+ Follow](#)

**AlphaImpactRx**
449 followers


Screenshots taken between 10:10 and 10:22 PM on March 24, 2022




Jordan Ferguson
Sr Database Analyst at ImpactRx




AlphaImpactRx
449 followers
[+ Follow](#)




OneChronos
315 followers
[+ Follow](#)




Pharma Jobs (Pharma Wisdom Jobs)
344,029 followers
[+ Follow](#)




The Cyber Security Hub™
1,388,262 followers
[+ Follow](#)




Pharma Job (Pharma Growth Portal)
375,573 followers
[+ Follow](#)




TEDx
838,488 followers
[+ Follow](#)




Pharma Job Portal
201,324 followers
[+ Follow](#)



Pharma Jobs Post
171,351 followers
[+ Follow](#)




Screenshots taken between 10:10 and 10:22 PM on March 24, 2022





Jordan Ferguson
Sr Database Analyst at ImpactRx

Skills

Pharmaceutical Industry · 11
Linda Collins has given an endorsement for this skill

Market Research · 8
 Endorsed by 3 colleagues at ImpactRx

Data Analysis · 6
 Endorsed by Leslie McCoy who is highly skilled at this
 Endorsed by 2 colleagues at ImpactRx

Show all 19 skills →


Recommendations

Received Given

Nothing to see for now
Recommendations that Jordan receives will appear here.

Interests

Influencers Companies **Groups** Schools

 **Oncology Marketers**
4,567 members

Screenshots taken between 10:10 and 10:22 PM on March 24, 2022




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Show all 19 skills →

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Given

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Companies

Groups

Schools



Sacred Heart University

56,038 followers

+ Follow